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7       ASHLEY DIGGS,  
8                          Plaintiff,  
9                          v.  
10      NORDSTROM,  
11                          Defendant.

Case No. 22-cv-04070-JSW

**ORDER DISMISSING COMPLAINT  
WITH FINAL LEAVE TO AMEND**

Re: Dkt. Nos. 10-11, 13

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13       On July 29, 2022, Magistrate Judge Van Keulen issued an Order granting Plaintiff's  
14 application to proceed *in forma pauperis* and dismissing Plaintiff's complaint with leave to amend  
15 ("7/29/22 Order"). Judge Van Keulen noted that "at least some of the conduct about which  
16 Plaintiff complains may stem from an employment dispute, a complaint of discrimination on the  
17 basis of race, and/or allegations of other deprivations of rights" but determined it did not satisfy  
18 the liberal pleading requirements of Federal Rule of Civil Procedure 8(a). (7/29/22 Order at 3:4-  
19 8.) Judge Van Keulen advised Plaintiff that if she chose to amend, she would be required to (1)  
20 identify the Defendant(s); (2) identify the relationship between Plaintiff and the Defendant(s); (3)  
21 explain in further detail the circumstances of the alleged incident; and (4) explain how Plaintiff  
22 exhausted her administrative remedies, if required. (*Id.* at 3:12-16.) Plaintiff's amended  
23 complaint was due by August 31, 2022. Because Plaintiff did not consent to proceeding before  
24 Judge Van Keulen, the matter was reassigned to the undersigned judge.

25       Plaintiff did not file an amended complaint by August 31, 2022. On September 6, 2022,  
26 she filed a stipulation and proposed order selecting an ADR process and attached a handwritten  
27 statement, which outlines the facts that purport to support her claim and states that she was  
28 "singled out and harassed due to [her] race." (Dkt. No. 10 at 4.) Plaintiff also filed a right to sue

1 notice issued by the U.S. Equal Opportunity Commission. (Dkt. No. 11.)

2 Because Plaintiff did not identify with clarity the Defendant (or Defendants) in this case,  
3 her relationship to the Defendant(s), or the statutes or legal theories upon which her claims were  
4 based, the Court extended Plaintiff's time to file an amended complaint to October 7, 2022. The  
5 Court also provided Plaintiff with links to the Court's website containing a pleading packet and  
6 information about the Volunteer Legal Help Center. (Dkt. No. 12.)

7 On September 21, 2022, Plaintiff filed an amended complaint that identifies "Bluecrew" as  
8 an agency that set up a job with Nordstrom. Plaintiff alleges that Nordstrom violated Title VII and  
9 that Bluecrew violated 42 U.S.C. section 1981 "because of facilitating the discriminatory acts by  
10 Nordstrom."

11 Although the various documents provide more information about Plaintiff's claims, the  
12 Court dismisses with one final opportunity to amend. Plaintiff also must file proposed summons  
13 with her amended complaint. Plaintiff shall use the form complaint and the proposed summons,  
14 both of which are available in the General Complaint Packet, located at  
<https://cand.uscourts.gov/pro-se-litigants/legal-help-center-templates-packets>, and a copy of which  
15 shall be served on Plaintiff with this Order. Plaintiff shall file out these documents completely.

17 The Court also advises Plaintiff that the Court's website contains other helpful information  
18 about how to proceed without a lawyer (<https://www.cand.uscourts.gov/pro-se-litigants>.)

19 In addition, Plaintiff may wish to contact the Volunteer Legal Help Center by emailing  
20 fedpro@sfbar.org or by calling the appointment line at 415-782-8982. The attorney at the Legal  
21 Help Center can provide information, advice, and basic legal help but cannot represent litigants as  
22 their lawyer.

23 Plaintiff shall file an amended complaint by no later than October 28, 2022.

24 **IT IS SO ORDERED.**

25 Dated: September 27, 2022

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JEFFREY S. WHITE  
United States District Judge